

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER
FISHER-F

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/528319

INTERNATIONAL APPLICATION NO.
PCT/AU2003/001225

INTERNATIONAL FILING DATE
18 September 2003

PRIORITY DATE CLAIMED
18 September 2002

TITLE OF INVENTION
LIGHT EMITTING DEVICE

APPLICANT(S) FOR DO/EO/US

James Bruce Franklin, Geoffrey Burton Smith, and Edmond Kenneth Joseph

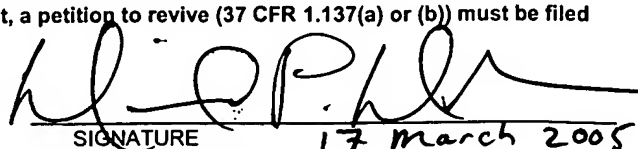
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: **Courtesy copy of International Search Report**

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <div style="font-size: 1.5em; font-weight: bold;">10/528319</div>		INTERNATIONAL APPLICATION NO. PCT/AU2003/001225		ATTORNEY'S DOCKET NUMBER FISHER-F		
The following fees have been submitted				CALCULATIONS	PTO USE ONLY	
21. <input checked="" type="checkbox"/> Basic national fee..... \$300				\$ 300		
22. <input checked="" type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)..... \$100 All other situations..... \$200				\$ 200		
23. <input checked="" type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared and provided to the Office..... \$400 All other situations..... \$500				\$ 400		
TOTAL OF 21, 22 and 23 =				\$ 900		
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.						
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE			
- 100 =	/50 =		x \$250	\$		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$ 130		
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$		
Total claims	41 - 20 =	21	x \$ 50	\$ 1,050		
Independent claims	- 3 =		x \$200	\$		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$		
TOTAL OF ABOVE CALCULATIONS =				\$ 2,080		
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.						
SUBTOTAL =				\$ 1,040		
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$		
TOTAL NATIONAL FEE =				\$		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$		
TOTAL FEES ENCLOSED =				\$ 1,040		
				Amount to be refunded:	\$	
				Amount to be charged:	\$	
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>1,040</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-0983*</u> . A duplicate copy of this sheet is enclosed. *deficiencies only d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.						
SEND ALL CORRESPONDENCE TO: David P. Dureska Buckingham, Doolittle & Burroughs, LLP 4518 Fulton Drive, N.W. P.O. Box 35548 Canton, OH 44735-5548 Telephone: (330) 491-5289 Facsimile: (330) 252-5454 E-Mail: ddureska@bdblaw.com						
				 SIGNATURE	<u>17 March 2005</u>	
				David P. Dureska NAME		
				<u>34,152</u> REGISTRATION NUMBER		

10/528319

DT15 Rec'd PCT/PTO 517 MAR 2005

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"
UNDER 37 CFR 1.10 - SEPARATE PAPER**

Applicant(s): James Bruce Franklin;

Geoffrey Burton Smith; and

Edmond Kenneth Joseph

Examiner:

Serial No.:

Group Art Unit:

Filed:

Date: March 17, 2005

For: LIGHT EMITTING DEVICE

"EXPRESS MAIL" LABEL NO.: EV368666719US

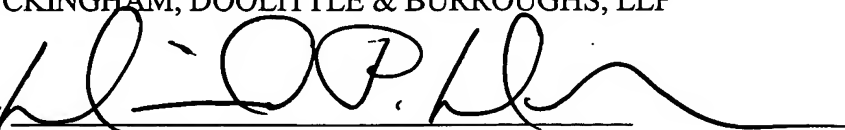
DATE OF DEPOSIT: March 17, 2005

I hereby certify that this paper or fee is being deposited in the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to **Mail Stop PCT**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

A check in the amount of \$1,040.00 is enclosed; however, in the event that this fee is not enclosed or is deemed insufficient, the Director is hereby authorized to charge any additional fees which might be required, or credit any overpayment, to Account No. 50-09831.

Respectfully submitted,

BUCKINGHAM, DOOLITTLE & BURROUGHS, LLP

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Attorney Docket No.: FISHER-F (51373-15)

Enclosures: 28 pages of a Patent Application including 41 claims and an Abstract
2 Sheets of Drawings (Figs. 1-4)
Transmittal Letter (Form PTO-1390) (*in duplicate*)
Courtesy copy of International Search Report
Check in the amount of \$1,040.00 for Filing Fee for a Small Entity
Return Receipt Postcard

«CT2:444245_1»